

United States Court of Appeals
FOR THE EIGHTH CIRCUIT

No. 97-3456

Albert Casiano Hernandez,

Appellant,

v.

Leroy Brownlee, also known as Leroy
Brown; Clementine Infante,

Appellees.

*
*
*
*
*
*
*
*
*

Appeal from the United States
District Court for the
Eastern District of Arkansas.
[UNPUBLISHED]

Submitted: April 7, 1998

Filed: April 14, 1998

Before BOWMAN, WOLLMAN, and MORRIS SHEPPARD ARNOLD, Circuit
Judges.

PER CURIAM.

Albert Casiano Hernandez appeals the district court's¹ dismissal pursuant to 28 U.S.C.A. § 1915A (Supp. 1998), of his 42 U.S.C. § 1983 action and the denial of his Fed. R. Civ. P. 59(e) motion to reconsider. Upon review of the record and Hernandez's submissions on appeal, we conclude that dismissal of Hernandez's claims against

¹The Honorable Garnett Thomas Eisele, United States District Judge for the Eastern District of Arkansas.

Brownlee was warranted, as Hernandez's allegations were insufficient to state a claim. See 28 U.S.C.A. § 1915A(b)(1) (Supp. 1998). We also conclude that dismissal without prejudice was appropriate as to Infante, as Hernandez's allegations against her were insufficiently specific. See Edgington v. Missouri Dep't of Corrections, 52 F.3d 777, 779 (8th Cir. 1995). Accordingly, we affirm the judgment and denial of the Rule 59(e) motion.

A true copy.

Attest:

CLERK, U.S. COURT OF APPEALS, EIGHTH CIRCUIT.